



JON M. HUNTSMAN, JR.  
*Governor*  
GARY R. HERBERT  
*Lieutenant Governor*

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

### Division of Water Rights

MICHAEL R. STYLER  
*Executive Director*

JERRY D. OLDS  
*State Engineer/Division Director*

April 23, 2007

Torrey Irrigation Company  
c/o Phil Pace  
P.O. Box 9  
Torrey, UT 84775

Torrey Irrigation Company  
c/o Cathy Bagley  
P.O. Box 750009  
Torrey, UT 84775

RE: **SEAA 1117: HEADGATE NOTICE, PEDEN CUT DIVERSION STRUCTURE**

Dear Phil,

On April 6<sup>th</sup>, 2006, the State Engineer initiated the referenced agency action and sent you a notice of the statutory requirement to install and maintain a functional headgate device. You responded with a request for an extension until April 1, 2007, which was subsequently granted.

On April 3, 2007, The Water Commissioner reported to the State Engineer that a new overshot headgate device was installed and functioning as required. Therefore, the subject agency action can be formally concluded. Your efforts to comply with the order are commended and appreciated.

Please be aware that maintenance of the diversion, headgate and measurement device remains your responsibility. You should consult regularly with Distribution Commissioner, Becky Taft to assure that your diversion and measuring device is operating to her satisfaction.

Sincerely,

Mike Silva  
Distribution Engineer

pc: Kirk Forbush, P.E. / Regional Engineer  
Becky Taft / Distribution Commissioner / PO BOX 154 / BICKNELL UT 84715  
File: SEAA 1117

**SCANNED**